

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

SOCIAL WELFARE DEPARTMENT - Appeal petition filed by Sri Kalpam Srinivasulu S/o late Seshayya, Yerramsettivari Street, Moolapet, Nellore, filed U/s 7 of Act 16 of 1993 against the Proceedings dated 10.1.2008 issued by District Collector, Nellore - Appeal rejected – Orders – Issued.

SOCIAL WELFARE (CV.1) DEPARTMENT

G.O.Ms.No.188

Dated: 03-10-2008

Read the following:-

- 1.Proceedings of the Collector,Nellore, No.Rc.C5(M) 639/2007, dated 10.1.2008
- 2.Appeal Petition dated 5.2.2008 from Kalpam Srinivasulu S/o late Seshayya, Yerramsettivari Street, Moolapet, Nellore filed through his Advocate .
- 3.Govt.Memo No. 2481/CV.1/2008-1, dated 9.4.2008.
- 4.From the Collector & Dist.Magistrate, Nellore, Lr.No.Rc.C5(M) 639/2007, dated 6.5.2008

ORDER:

Sri Kalpam Srinivasulu S/o late Seshayya, Nellore District, has filed appeal petition against the cancellation of his SC “Budga Jangam” Caste certificate cancelled by the District Collector, Nellore vide reference 1st read above. Further the appellant has submitted his grounds along with appeal.

2) After obtaining the case records from the Collector, Nellore, the case was posted for personal hearing on 8.9.2008 at 4.30 p.m. After hearing the Govt. have examined the case in detail along with the remarks of the District Collector, Nellore, and observed that the petitioner not belongs to Budaga Jangama (SC) by birth. He has completed his entire studies and got employment under Jangama (BC) quota, later he obtained Budaga Jangama caste certificate for his promotion. It clearly indicates that he originally belongs to Jangama (BC) Caste and intentionally he obtained SC caste certificate for his promotion. As per the Union Govt. Gazettee No.73, dated 18.12.2002 of the Constitution (Scheduled Castes) Orders (Second Amendment) Act, 2002 No.61 Part-I, the people belongs to Budaga Jangama Caste are restricted the Budaga Jangam SC community in Telangana Region i.e., Hyderabad, Rangareddy, Mahaboobnagar, Adilabad, Nijamabad, Medak, Karimnagar, Warangal, Khammam and Nalgonds Districts only.

3) Further it is also observed that the competent authority for issuing of Beda/Budaga Jangama community certificates is Revenue Divisional Officer no MRO. Further on verification of school records of the daughter of the appellant Kum.Kalpam Lakshmi Prasanna Madhuri Srilatha has enrolled the caste as Budaga Jangama and the date of birth is 22.12.1970 vide Admn.No.4810. The appellant has stated that his daughter is now working as Medical Officer in Genco and she got MBBS admission under Jangama (BC) Caste. But on verification of file No.R.Dis.4893/2006, dated 20.12.2006, the RDO, Nellore, has issued Budga Jangama Caste Certificate to the children of the present petitioner vide Sl.No. 204/06 and 205/06. The DLSC. has examined the case as per Act 16 of 1993 and Rules issued in G.O.Ms.NO.58, dated 12.5.1997, finally recommended that the caste status of Sri Kalpam Srinivasulu S/o late Sehaiah is Jangama (BC) and to cancel Budaga Jangama (SC) certificate issued by the RDO., Nellore in

Sl.No.206, R.Dis.No.4893/2006, dated 20.12.06. The District Collector, Nellore issued orders in Rc.C5 (M) 639/2007, dated 10.1.2008.

4) The District Tribal Welfare Officer, Nellore and District BC Welfare Officer, Nellore, and Dy.Director, S.W., have conducted joint enquiry in Jangalakandriga H/o Pidathapolu (V) of Muthukur (M) on 24.9.2007 and reported that Sri Ch.Sankaraiah and Sri G.Masthanaiah, Talayaris of Padathapolur have given statement before DLSC. that Sri Pellakuru Siddaiah and Thurupinti Koteswara Rao are residing in Jangala Kandriga and they belongs to Jangama by caste. The occupation of the two families who are having Kalpam as surname are agricultural labour, selling of flowers and employment somewhere, that they are not depending on tradition work of blowing conch and ringing bell and they are having immovable properties in Jangalakandriga.

5) In view of the above, and in exercise of the powers conferred under Section 7 (2) of Act 16 of 1993, and Rules made there under, and after examining the appeal filed by Sri Kalpam Srinivasulu S/o Sessaiah, is hereby rejected, upholding the Proceedings of the District Collector, Nellore, No. Rc.C5(M) 639/2007, dated 10.1.2008. The stay granted by Govt. in reference 3rd read above, are hereby vacated.

6) The records received from the District Collector, Nellore, in reference 4th read above, are returned herewith to him, and he is requested to acknowledge the receipt of the same immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY,
PRINCIPAL SECRETARY TO GOVT.

To
The District Collector, Nellore District.(WE).
Original record file No.639/07 pages 1 – 166.

Sri Kalpam Srinivasulu,
S/o late Seshayya,
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Copy to:
The PS to M(TW) / PS to Prl.Secretary (SW)
The Regional Director, Medical and Health Services,
Guntur.
SF/SC.

//Forwarded::By Order//

SECTION OFFICER